

THE TOWN OF FOREST HEIGHTS
RESOLUTION 02-19

**A RESOLUTION TO APPROVE A CONTRACT FOR REPLACEMENT OF THE
RETAINING WALL AT THE FRONT PARKING LOT OF FOREST HEIGHTS
TOWN HALL**

Introduced by: Habeeb-Ullah Muhammad, Mayor

WHEREAS, the Town Council has authority to approve the procurement of goods and services pursuant to Code Section 20.4 and Charter, § 33-63(a) requires that all purchases and contracts for the Town government shall be made by the Mayor and Council and;

WHEREAS, Section 20.4 of the Town Code provides for the procurement of goods and services over \$10,000.00 and requires a competitive bidding process and a written contract for procurement of such goods and services and;

WHEREAS, the existing retaining wall at the front parking lot of the Town Hall building has deteriorated, fallen into disrepair and has begun to allow erosion of the landscape it was intended to hold causing potential safety and automobile damage issues in the Town Hall parking lot and;

WHEREAS, the Town originally advertised an Invitation to Bid soliciting responses to replace the retaining wall in accordance with Town Code requirements on October 17, 2018 and;

WHEREAS, it was determined that all bid proposal pricing received were too high based on research conducted for similar work in the marketplace and;

WHEREAS, consequently the project was re-bid and bids opened on December 18th 2018 in an attempt to obtain proposals that were more reflective of labor and material costs in the marketplace and;

WHEREAS, there were a total of four bid proposal responses to the Town's most recent Invitation to Bid process and;

WHEREAS, one of the most responsive and cost-effective bids for the repair of the retaining wall was received from Portugal Construction at a total cost of \$22,281.28 which is attached hereto as Exhibit A.

WHEREAS, the Town also has a successful history working with this bidder who has performed past repairs or improvements within the Town.

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NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Forest Heights, Maryland hereby authorize, and approve the replacement of the retaining wall in the front parking lot at the Town Hall building at a total cost of \$22,281.28 to be paid from Budget line item 7223.

AND, BE IT FURTHER RESOLVED, that prior to the Mayor signing the approved proposal/contract with Portugal Construction, said company shall provide proof of insurance and a signed waiver and release indemnifying the Town, to the satisfaction of the Town Administrator;

AND, BE IT FURTHER RESOLVED that the Mayor and Town Council of Town of Forest Heights, Maryland hereby authorizes and approves the Mayor on behalf of the Town to execute any other related instrument or document necessary to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this 7 day of January 2019.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

<u>ROLL CALL VOTE</u>	<u>YEA/NAY/ABSTAIN/ABSENT</u>
MUHAMMAD	<u>Absent</u>
KENNEDY II	<u>Absent</u>
MCLAURIN	<u>Yea</u>
BARNES	<u>Yea</u>
HINES	<u>Yea</u>
WASHINGTON	<u>Yea</u>
BROWNSON	<u>Yea</u>

I HEREBY CERTIFY that the above Resolution No. 02-19 was passed by the required yeas and nays

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vote of the Mayor and Council of Forest Heights on the 7 day of January 2019.

ATTEST:

THE TOWN OF FOREST HEIGHTS

SIGNATURE ON FILE

Sherletta B. Hawkins, Town Clerk

SIGNATURE ON FILE

By: Habeeb-Ullah Muhammad, Mayor

SIGNATURE ON FILE

By: Calvin Washington, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 7 day of January 2019 with 5 Yea votes and 0 Nay votes the aforesaid Resolution 02-19 passed.

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

[Exhibit A- Portugal Construction Bid Proposal for Town Hall Parking Lot Retaining Wall]